

AMENDED IN SENATE MARCH 20, 2014

SENATE BILL

No. 1006

Introduced by Senator Wyland

February 13, 2014

An act *to amend Sections 51225.3, 60850, and 60851 of, and to add Section 51008.5 to* the Education Code, relating to school curriculum.

LEGISLATIVE COUNSEL'S DIGEST

SB 1006, as amended, Wyland. School curriculum: American history and ~~government~~. *government: high school graduation course requirements: high school exit examination.*

Existing law requires the adopted course of study for grades 1 to 6, inclusive, and grades 7 to 12, inclusive, to include courses in the social sciences for the purpose of, among other things, providing pupils with a foundation for understanding the history, resources, development, and government of California and the United States of America.

This bill would require the Superintendent of Public Instruction and the State Board of Education to consider methods for enhancing pupil knowledge of, and pride in, our history and form of government and for increasing civic participation. The bill would set forth methods that the Superintendent and the state board may consider to accomplish these goals, which include, among other things, developing new curriculum frameworks and, if necessary, standards, expanding the time and grades in which American history and government are studied, and requiring a basic understanding of United States history in order to graduate from high school.

Existing law requires each pupil completing grade 12 to satisfy certain requirements as a condition of receiving a diploma of graduation from high school. These requirements include the successful passage of the

high school exit examination and the completion of designated coursework in grades 9 to 12, inclusive. The coursework requirements include the completion of 3 courses, each course having a duration of one year, in social studies, including United States history and geography, world history, culture, and geography, a one-semester course in American government and civics, and a one-semester course in economics.

Commencing with the 2019–20 school year, this bill would increase this American government and civics course requirement to a one-year course. By increasing this course requirement to one year, the bill would impose additional duties on school districts and would impose a state-mandated local program.

Existing law requires the Superintendent of Public Instruction, with the approval of the State Board of Education, to develop a high school exit examination in English language arts and mathematics in accordance with state academic content standards. Existing law requires, commencing with the 2003–04 school year and each school year thereafter, each pupil completing grade 12 to successfully pass the high school exit examination as a condition of receiving a diploma of graduation or as a condition of graduation from high school. Existing law requires that each pupil take the high school exit examination in grade 10 beginning in the 2001–02 school year and allows each pupil to take the examination during each subsequent administration, until each section of the examination has been passed.

This bill would require the Superintendent, with the approval of the state board, to develop an additional section to be included in the high school exit examination that tests United States history and government in accordance with the statewide academically rigorous content standards for history-social science adopted by the state board, as specified. The bill would require the Superintendent to subject the United States history and government section to specified field testing and review requirements before adoption by the state board. The bill would require the state board, by January 1, 2017, to adopt a United States history and government section developed by the Superintendent for inclusion in the high school exit examination. The bill would require, commencing with the 2020–21 school year and each school year thereafter, each pupil completing grade 12 to, in addition to successfully passing the English language arts and mathematics sections of the high school exit examination, to successfully pass the United States history and government section adopted by the state board. The bill would

require, commencing with the 2018–19 school year, each pupil to take the high school exit examination, including the United States history and government section, in grade 10 and would allow each pupil to take the examination during each subsequent administration, until each section of the examination has been passed. The bill would make conforming changes and other nonsubstantive changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 51008.5 is added to the Education Code,
- 2 to read:
- 3 51008.5. (a) The Legislature finds and declares all of the
- 4 following:
- 5 (1) Over the last 20 years and more, high school pupils have
- 6 significantly less knowledge of American history and government
- 7 than previous generations.
- 8 (2) Pupils and young adults over this period know significantly
- 9 less about current events, and they subscribe at a significantly
- 10 lower rate to newspapers and news periodicals.
- 11 (3) Pupils and young adults have, over time, less faith and pride
- 12 in American government and its institutions.
- 13 (4) Pupils and young people vote at significantly lower rates
- 14 than their elders.
- 15 (b) The Superintendent and the state board shall consider
- 16 methods for accomplishing both of the following:
- 17 (1) Enhancing pupil knowledge of, and pride in, our history and
- 18 form of government.
- 19 (2) Increasing all levels of civic participation, from knowledge
- 20 of current events to regular voting in elections.

(c) To accomplish the goals set forth in subdivision (b), the Superintendent and state board may consider the following methods:

(1) Developing new curriculum frameworks and, if necessary, standards that engage pupils in learning about American history and government from oral histories to biographical sketches and age-appropriate descriptions of heroic efforts on the part of Americans to build our society and its institutions.

(2) Expanding the time devoted to the study of American history and government and the grades in which that study is provided.

(3) Developing pride in American values, history, and government through the comparative study of other cultures and histories.

(4) Comparing the success of American society and government in developing a society governed by the democratically devised rule of law with societies that, although desiring to be so governed, have struggled to reach this accomplishment.

(5) Incorporating into the curriculum, at age-appropriate levels, the objective analysis of both historical and modern governmental policies so that pupils may learn to understand the complexity of many issues, to view those policies from different perspectives, to consider evidence, and to reach their own conclusions.

(6) Comparing American and Western democracies and histories of those in other regions of the world, and the role that American democracy and society may play in modern history.

(7) Requiring basic understanding of United States history in order to graduate from high school.

SEC. 2. Section 51225.3 of the Education Code, as amended by Section 2 of Chapter 324 of the Statutes of 2013, is amended to read:

51225.3. (a) A pupil shall complete all of the following while in grades 9 to 12, inclusive, in order to receive a diploma of graduation from high school:

(1) At least the following numbers of courses in the subjects specified, each course having a duration of one year, unless otherwise specified:

(A) Three courses in English.

(B) Two courses in mathematics.

(C) Two courses in science, including biological and physical sciences.

(D) Three courses in social studies, including United States history and geography; world history, culture, and geography; a one-semester course in American government and civics *until the end of the 2018–19 school year; commencing with the 2019–20 school year, a course in American government and civics*; and a one-semester course in economics.

(E) One course in visual or performing arts, foreign language, or, commencing with the 2012–13 school year, career technical education.

(i) For purposes of satisfying the requirement specified in this subparagraph, a course in American Sign Language shall be deemed a course in foreign language.

(ii) For purposes of this subparagraph, “a course in career technical education” means a course in a district-operated career technical education program that is aligned to the career technical model curriculum standards and framework adopted by the state board, including courses through a regional occupational center or program operated by a county superintendent of schools or pursuant to a joint powers agreement.

(iii) This subparagraph does not require a school or school district that currently does not offer career technical education courses to start new career technical education programs for purposes of this section.

(iv) If a school district or county office of education elects to allow a career technical education course to satisfy the requirement imposed by this subparagraph, the governing board of the school district or county office of education, before offering that alternative to pupils, shall notify parents, teachers, pupils, and the public at a regularly scheduled meeting of the governing board of all of the following:

(I) The intent to offer career technical education courses to fulfill the graduation requirement specified in this subparagraph.

(II) The impact that offering career technical education courses, pursuant to this subparagraph, will have on the availability of courses that meet the eligibility requirements for admission to the California State University and the University of California, and whether the career technical education courses to be offered pursuant to this subparagraph are approved to satisfy those eligibility requirements. If a school district elects to allow a career technical education course to satisfy the requirement imposed by

1 this subparagraph, the school district shall comply with subdivision
2 (m) of Section 48980.

3 (III) The distinction, if any, between the high school graduation
4 requirements of the school district or county office of education,
5 and the eligibility requirements for admission to the California
6 State University and the University of California.

7 (F) Two courses in physical education, unless the pupil has been
8 exempted pursuant to the provisions of this code.

9 (2) Other coursework requirements adopted by the governing
10 board of the school district.

11 (b) The governing board, with the active involvement of parents,
12 administrators, teachers, and pupils, shall adopt alternative means
13 for pupils to complete the prescribed course of study that may
14 include practical demonstration of skills and competencies,
15 supervised work experience or other outside school experience,
16 career technical education classes offered in high schools, courses
17 offered by regional occupational centers or programs,
18 interdisciplinary study, independent study, and credit earned at a
19 postsecondary educational institution. Requirements for graduation
20 and specified alternative modes for completing the prescribed
21 course of study shall be made available to pupils, parents, and the
22 public.

23 (c) On or before July 1, 2017, the department shall submit a
24 comprehensive report to the appropriate policy committees of the
25 Legislature on the addition of career technical education courses
26 to satisfy the requirement specified in subparagraph (E) of
27 paragraph (1) of subdivision (a), including, but not limited to, the
28 following information:

29 (1) A comparison of the pupil enrollment in career technical
30 education courses, foreign language courses, and visual and
31 performing arts courses for the 2005–06 to 2011–12 school years,
32 inclusive, to the pupil enrollment in career technical education
33 courses, foreign language courses, and visual and performing arts
34 courses for the 2012–13 to 2016–17 school years, inclusive.

35 (2) The reasons, reported by school districts, that pupils give
36 for choosing to enroll in a career technical education course to
37 satisfy the requirement specified in subparagraph (E) of paragraph
38 (1) of subdivision (a).

39 (3) The type and number of career technical education courses
40 that were conducted for the 2005–06 to 2011–12 school years,

1 inclusive, compared to the type and number of career technical
2 education courses that were conducted for the 2012–13 to 2016–17
3 school years, inclusive.

4 (4) The number of career technical education courses that
5 satisfied the subject matter requirements for admission to the
6 University of California or the California State University.

7 (5) The extent to which the career technical education courses
8 chosen by pupils are aligned with the California Career Technical
9 Education Standards, and prepare pupils for employment, advanced
10 training, and postsecondary education.

11 (6) The number of career technical education courses that also
12 satisfy the visual and performing arts requirement, and the number
13 of career technical education courses that also satisfy the foreign
14 language requirement.

15 (7) Annual pupil dropout and graduation rates for the 2011–12
16 to 2014–15 school years, inclusive.

17 (d) For purposes of completing the report described in
18 subdivision (c), the Superintendent may use existing state resources
19 and federal funds. If state or federal funds are not available or
20 sufficient, the Superintendent may apply for and accept grants,
21 and receive donations and other financial support from public or
22 private sources for purposes of this section.

23 (e) For purposes of completing the report described in
24 subdivision (c), the Superintendent may accept support, including,
25 but not limited to, financial and technical support, from high school
26 reform advocates, teachers, chamber organizations, industry
27 representatives, research centers, parents, and pupils.

28 (f) This section shall become inoperative on the earlier of the
29 following two dates:

30 (1) On July 1, immediately following the first fiscal year after
31 the enactment of the act that adds this paragraph in which the
32 number of career technical education courses that, as determined
33 by the department, satisfy the foreign language requirement for
34 admission to the California State University and the University of
35 California is at least twice the number of career technical education
36 courses that meet these admission requirements as of January 1,
37 2012. This section shall be repealed on the following January 1,
38 unless a later enacted statute, that becomes operative on or before
39 that date, deletes or extends the dates on which it becomes
40 inoperative and is repealed. It is the intent of the Legislature that

1 new career technical education courses that satisfy the foreign
2 language requirement for admission to the California State
3 University and the University of California focus on world
4 languages aligned with career preparation, emphasizing real-world
5 application and technical content in related career and technical
6 education courses.

7 (2) On July 1, 2017, and, as of January 1, 2018, is repealed,
8 unless a later enacted statute, that becomes operative on or before
9 January 1, 2018, deletes or extends the dates on which it becomes
10 inoperative and is repealed.

11 *SEC. 3. Section 51225.3 of the Education Code, as amended*
12 *by Section 3 of Chapter 324 of the Statutes of 2013, is amended*
13 *to read:*

14 51225.3. (a) A pupil shall complete all of the following while
15 in grades 9 to 12, inclusive, in order to receive a diploma of
16 graduation from high school:

17 (1) At least the following numbers of courses in the subjects
18 specified, each course having a duration of one year, unless
19 otherwise specified:

20 (A) Three courses in English.

21 (B) Two courses in mathematics.

22 (C) Two courses in science, including biological and physical
23 sciences.

24 (D) Three courses in social studies, including United States
25 history and geography; world history, culture, and geography; a
26 one-semester course in American government and civics *until the*
27 *end of the 2018–19 school year; commencing with the 2019–20*
28 *school year, a course in American government and civics; and a*
29 *one-semester course in economics.*

30 (E) One course in visual or performing arts or foreign language.
31 For purposes of satisfying the requirement specified in this
32 subparagraph, a course in American Sign Language shall be
33 deemed a course in foreign language.

34 (F) Two courses in physical education, unless the pupil has been
35 exempted pursuant to the provisions of this code.

36 (2) Other coursework requirements adopted by the governing
37 board of the school district.

38 (b) The governing board, with the active involvement of parents,
39 administrators, teachers, and pupils, shall adopt alternative means
40 for pupils to complete the prescribed course of study that may

1 include practical demonstration of skills and competencies,
2 supervised work experience or other outside school experience,
3 career technical education classes offered in high schools, courses
4 offered by regional occupational centers or programs,
5 interdisciplinary study, independent study, and credit earned at a
6 postsecondary educational institution. Requirements for graduation
7 and specified alternative modes for completing the prescribed
8 course of study shall be made available to pupils, parents, and the
9 public.

10 (c) If a pupil completed a career technical education course that
11 met the requirements of subparagraph (E) of paragraph (1) of
12 subdivision (a) of Section 51225.3, as amended by the act adding
13 this section, before the inoperative date of that section, that course
14 shall be deemed to fulfill the requirements of subparagraph (E) of
15 paragraph (1) of subdivision (a) of this section.

16 (d) This section shall become operative upon the date that
17 Section 51225.3, as amended by the act adding this section,
18 becomes inoperative.

19 *SEC. 4. Section 60850 of the Education Code is amended to*
20 *read:*

21 60850. (a) ~~The Superintendent of Public Instruction, with the~~
22 ~~approval of the State Board of Education~~ *state board*, shall develop
23 a high school exit examination in English language arts and
24 mathematics in accordance with the statewide academically
25 rigorous content standards adopted by the ~~State Board of Education~~
26 *state board* pursuant to Section 60605. To facilitate the
27 development of the examination, ~~the superintendent~~ *Superintendent*
28 shall review any existing high school subject matter examinations
29 that are linked to, or can be aligned with, the statewide
30 academically rigorous content standards for English language arts
31 and mathematics adopted by the ~~State Board of Education~~ *state*
32 *board*. By October 1, 2000, the ~~State Board of Education~~ *state*
33 *board* shall adopt a high school exit examination that is aligned
34 with statewide academically rigorous content standards.

35 (b) *The Superintendent, with the approval of the state board,*
36 *shall develop an additional section to be included in the high*
37 *school exit examination that tests United States history and*
38 *government in accordance with the statewide academically*
39 *rigorous content standards for history-social science adopted by*
40 *the state board pursuant to Section 60605. Before the adoption by*

1 *the state board, the Superintendent shall subject the United States*
2 *history and government section to the field testing and review*
3 *requirements specified in subdivisions (d) and (e). By January 1,*
4 *2017, the state board shall adopt a United States history and*
5 *government section developed pursuant to this subdivision for*
6 *inclusion in the high school exit examination.*

7 ~~(b)~~

8 ~~(c)~~ The Superintendent of Public Instruction, with the approval
9 of the ~~State Board of Education~~, *state board*, shall establish a High
10 School Exit Examination Standards Panel to assist in the design
11 and composition of the exit examination and to ensure that the
12 examination is aligned with statewide academically rigorous
13 content standards. Members of the panel shall include, but are not
14 limited to, teachers, administrators, school board members, parents,
15 and the general public. Members of the panel shall serve without
16 compensation for a term of two years and shall be representative
17 of the state's ethnic and cultural diversity and gender balance. The
18 ~~superintendent~~ Superintendent shall also make the best effort to
19 ensure representation of the state's diversity relative to urban,
20 suburban, and rural areas. The ~~State Department of Education~~
21 *department* shall provide staff to the panel.

22 ~~(e)~~

23 ~~(d)~~ The Superintendent of Public Instruction shall require that
24 the examination be field tested before actual implementation to
25 ensure that the examination is free from bias and that its content
26 is valid and reliable.

27 ~~(d)~~

28 ~~(e)~~ Before the ~~State Board of Education~~ *state board* adopts the
29 exit examination, the Superintendent of Public Instruction shall
30 submit the examination to the Statewide Pupil Assessment Review
31 Panel established pursuant to Section 60606. The panel shall review
32 all items or questions to ensure that the content of the examination
33 complies with the requirements of Section 60614.

34 ~~(e)~~

35 ~~(f)~~ The exit examination prescribed in ~~subdivision (a)~~
36 *subdivisions (a) and (b)* shall conform to the following standards
37 or it shall not be required as a condition of graduation:

38 (1) The examination may not be administered to a pupil who
39 did not receive adequate notice as provided for in paragraph ~~(f)~~

40 (2) of subdivision ~~(f)~~ (g) regarding the test.

1 (2) The examination, regardless of federal financial participation,
2 shall comply with Title VI of the Civil Rights Act (42 U.S.C. Sec.
3 2000d et seq.), its implementing regulations (34 C.F.R. Part 100),
4 and the Equal Educational Opportunities Act of 1974 (20 U.S.C.
5 Sec. 1701).

6 (3) The examination shall have instructional and curricular
7 validity.

8 (4) The examination shall be scored as a criterion referenced
9 examination.

10 ~~(f)~~

11 (g) For purposes of this section, the following terms have the
12 following meanings:

13 (1) “Accommodations” means any variation in the assessment
14 environment or process that does not fundamentally alter what the
15 test measures or affect the comparability of scores.
16 “Accommodations” may include variations in scheduling, setting,
17 aids, equipment, and presentation format.

18 (2) “Adequate notice” means that the pupil and his or her parent
19 or guardian have received written notice, at the commencement
20 of the pupil’s 9th grade, and each year thereafter through the annual
21 notification process established pursuant to Section 48980, or if a
22 transfer pupil, at the time the pupil transfers. A pupil who has taken
23 the exit examination in the 10th grade is deemed to have had
24 “adequate notice” as defined in this paragraph.

25 (3) “Curricular validity” means that the examination tests for
26 content found in the instructional textbooks. For the purposes of
27 this section, any textbook or other instructional material adopted
28 pursuant to this code and consistent with the state’s adopted
29 curriculum frameworks shall be deemed to satisfy this definition.

30 (4) “Instructional validity” means that the examination is
31 consistent with what is expected to be taught. For the purposes of
32 this section, instruction that is consistent with the state’s adopted
33 curriculum frameworks for the subjects tested shall be deemed to
34 satisfy this definition.

35 (5) “Modification” means any variation in the assessment
36 environment or process that fundamentally alters what the test
37 measures or affects the comparability of scores.

38 ~~(g)~~

39 (h) The examination shall be offered to individuals with
40 exceptional needs, as defined in Section 56026, in accordance with

1 paragraph (17) of subsection (a) of Section 1412 of Title 20 of the
2 United States Code and Section 794 and following of Title 29 of
3 the United States Code. Individuals with exceptional needs shall
4 be administered the examination with appropriate accommodations,
5 where necessary.

6 ~~(h)~~

7 (i) Nothing in this chapter ~~shall prohibit~~ *prohibits* a school
8 district from requiring pupils to pass additional exit examinations
9 approved by the governing board of the school district as a
10 condition for graduation.

11 SEC. 5. Section 60851 of the Education Code is amended to
12 read:

13 60851. (a) Commencing with the 2003–04 school year and
14 each school year thereafter, each pupil completing grade 12 shall
15 successfully pass the high school exit examination as a condition
16 of receiving a diploma of graduation or a condition of graduation
17 from high school. *Commencing with the 2020–21 school year and*
18 *each school year thereafter, each pupil completing grade 12 shall,*
19 *in addition to successfully passing the English language arts and*
20 *mathematics sections of the high school exit examination,*
21 *successfully pass the United States history and government section*
22 *of the high school exit examination adopted by the state board*
23 *pursuant to subdivision (b) of Section 60850. Funding for the*
24 administration of the high school exit examination shall be
25 provided for in the annual Budget Act. The Superintendent shall
26 apportion funds appropriated for this purpose to enable school
27 districts to meet the requirements of this subdivision and
28 subdivisions (b), (c), and (d). The state board shall establish the
29 amount of funding to be apportioned per test administered, based
30 on a review of the cost per test.

31 (b) Each pupil shall take the high school exit examination in
32 grade 10 beginning in the 2001–02 school year and may take the
33 examination during each subsequent administration, until each
34 section of the examination has been passed. *Commencing with the*
35 *2018–19 school year, each pupil shall take the high school exit*
36 *examination, including the United States history and government*
37 *section adopted by the state board pursuant to subdivision (b) of*
38 *Section 60850, in grade 10 and may take the examination during*
39 *each subsequent administration, until each section of the*
40 *examination has been passed.*

(c) (1) At the parent or guardian's request, a school principal shall submit a request for a waiver of the requirement to successfully pass the high school exit examination to the governing board of the school district for a pupil with a disability who has taken the high school exit examination with modifications that alter what the test measures and has received the equivalent of a passing score on ~~one or both~~, *two, or all* subject matter parts of the high school exit examination. A governing board of a school district may waive the requirement to successfully pass ~~one or both~~, *two, or all* subject matter parts of the high school exit examination for a pupil with a disability if the principal certifies to the governing board of the school district that the pupil has all of the following:

(A) An individualized education program adopted pursuant to the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) or a plan adopted pursuant to Section 504 of the federal Rehabilitation Act of 1973 (29 U.S.C. Sec. 794(a)) in place that requires the accommodations or modifications to be provided to the pupil when taking the high school exit examination.

(B) Sufficient high school level coursework either satisfactorily completed or in progress in a high school level curriculum sufficient to have attained the skills and knowledge otherwise needed to pass the high school exit examination.

(C) An individual score report for the pupil showing that the pupil has received the equivalent of a passing score on the high school exit examination while using a modification that fundamentally alters what the high school exit examination measures as determined by the state board.

(2) A school district shall report to the state board, in a manner and by a date determined by the Superintendent, the number and characteristics of waivers reviewed, granted, and denied under this subdivision and any additional information determined to be in furtherance of this subdivision.

(d) The high school exit examination shall be offered in each public school and state special school that provides instruction in grades 10, 11, or 12, on the dates designated by the Superintendent. An exit examination may not be administered on any date other than those designated by the Superintendent as examination days or makeup days.

(e) The results of the high school exit examination shall be provided to each pupil taking the examination within eight weeks of the examination administration and in time for the pupil to take any section of the examination not passed at the next administration. A pupil shall take again only those parts of the examination he or she has not previously passed and ~~may~~ *shall* not retake any portion of the exit examination that he or she has previously passed.

(f) Supplemental instruction shall be provided to any pupil who does not demonstrate sufficient progress toward passing the high school exit examination. To the extent that school districts have aligned their curriculum with the state academic content standards adopted by the state board, the curriculum for supplemental instruction shall reflect those standards and shall be designed to assist the pupils to succeed on the high school exit examination. This chapter does not require the provision of supplemental services using resources that are not regularly available to a school or school district, including summer school instruction provided pursuant to Section 37252. In no event shall any action taken as a result of this subdivision cause or require reimbursement by the Commission on State Mandates. Sufficient progress shall be determined on the basis of either of the following:

(1) The results of the assessments administered pursuant to Article 4 (commencing with Section 60640) of Chapter 5 of Part 33 and the minimum levels of proficiency ~~recommended~~ *adopted* by the state board pursuant to Section 60648.

(2) The grades of the pupil and other indicators of academic achievement designated by the school district.

SEC. 6. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.